

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

MERCK & CO., INC., )  
                                )  
Plaintiff,                 )  
                                )  
v.                             )                              C.A. No. 07-229 (GMS)  
                                )  
RANBAXY INC., and RANBAXY )  
LABORATORIES LIMITED,      )  
                                )  
Defendants and Counterclaim Plaintiffs.      )

**NOTICE OF DEPOSITION OF DONALD W. GRAHAM**

**PLEASE TAKE NOTICE** that, pursuant to Fed. R. Civ. P. 30, defendants and counterclaim plaintiffs Ranbaxy Inc. and Ranbaxy Laboratories Limited ("Ranbaxy") will take the deposition upon oral examination of Donald W. Graham beginning at 9:00 a.m. on the 9th day of June, 2008 in the offices of Sughrue Mion, PLLC, 2100 Pennsylvania Avenue, NW, Suite 600, Washington DC 20037.

The deposition will be recorded by stenographic means and may be videotaped, and is being taken for the purposes of discovery, for use at trial, and for such other purposes as permitted under the Federal Rules of Civil Procedure.

You are invited to attend and cross-examine.

OF COUNSEL:  
Mark Boland  
Kenneth J. Burchfiel  
Michael R. Dzwonczyk  
Renita Rathinam  
Chandran B. Iyer  
Sughrue Mion PLLC  
2100 Pennsylvania Ave., N.W. - Suite 810  
Washington, D.C. 20037  
(202) 293-7060

/s/ Frederick L. Cottrell, III  
Frederick L. Cottrell, III (#2555)  
Cottrell @rlf.com  
Kelly E. Farnan (#4395)  
Farnan@rlf.com  
Richards, Layton & Finger  
One Rodney Square, 920 N. King Street  
Wilmington, DE 19899  
(302) 651-7700  
Attorneys for Defendant/Counterclaimant  
*Ranbaxy Laboratories Limited and Ranbaxy Inc.*

Dated: May 15, 2008

UNITED STATES DISTRICT COURT  
DISTRICT OF DELAWARE

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on May 15, 2008, I electronically filed the foregoing document with the Clerk of Court using CM/ECF and caused the same to be served on the defendant at the addresses and in the manner indicated below:

**HAND DELIVERY**

Mary B. Graham  
James W. Parrett, Jr.  
Morris, Nichols, Arsht & Tunnell LLP  
1201 North Market Street  
Wilmington, DE 19899

I hereby certify that on May 15, 2008, the foregoing document was sent to the following non-registered participants in the manner indicated:

**FEDERAL EXPRESS**

Raymond N. Nimrod  
Jenner & Block LLP  
919 N. Third Avenue  
37<sup>th</sup> Floor  
New York, NY 10022-3908

Aaron A. Barlow  
Gregory D. Bonfield  
Jenner & Block LLP  
330 N. Wabash Avenue  
Chicago, IL 60611-7603

*/s/ Frederick L. Cottrell, III*  
Frederick L. Cottrell, III (#2555)